(81)

HIGH COURT OF CHHATTISGARH AT BILASPUR

W. P. (C) No. 1692 of 2007

Petitioner		Manmohan Das, S/o Mohar Das Panka, Aged about 35 years, R/o Village Latera, Tahsil Palari, District Raipur (C.G.)
	Versus	
Respondents	1.	State of Chhattisgarh, Through the Secretary, Revenue, D. K. S. Bhawan, Raipur (C.G.).
	2.	The Collector, Raipur (C.G.)
	3.	Sadhram, S/o Makhan Satnami, R/o Village Latera, Tahsil Palari, District Raipur (C.G.)

SB: Hon'ble Mr. Justice **Satish K. Agnihotri, J**

Shri Ashok Soni, Advocate for the petitioner.

Shri Utkarsh Verma, Government Advocate for the respondents No. 1 and 2.

None for the respondent No.3.

ORDER

(Passed on this 23rd day of March, 2007)

1. By way of this petition the petitioner seeks to challenge the order dated 28.12.2006(Annexure P/1) passed by the Board of Revenue, Circuit Court, Raipur in Revision Case No. R.N./14/R/A-6/298/2006 (Manmohan Das Vs. Sadhram & another).

2. Brief facts, in nutshell, are that the petitioner is a village watchman in village – Latera. While working in the capacity of village Watchman, the petitioner sought for allotment of the land which was earlier given by the then Malgujar to Kotwar Roopdas S/o Shri Ferha Panika. The Tahsildar, Palari registered a Revenue Case No. 7/A-19/2003-04 and invited objection. After due enquiry the Tahsildar passed the order dated 14.6.2004, holding that the land in dispute is a service land and at present village Kotwar is in possession. Being

aggrieved the petitioner filed Appeal Case No. 30/A-6/2003-04, which was allowed by the Sub Divisional officer(Revenue) Balodabazar, vide order dated 7.10.2005, declaring the petitioner as landlord of the land in dispute.

3. Thereafter, the respondent No.1 filed an appeal before the Additional Collector, Balodabazar. The Additional Collector, vide order dated 29.3.2006, passed in Appeal Case No. 9/A-6/2005-06, set aside the order dated 7.10.2005 (Annexure P/2), passed by the Sub Divisional Officer (Revenue), holding that the disputed land i.e. Khasra No. 371, area 0.571 hectare, situated at village – Latera is a service land, on which, the respondent No.1, being Kotwar of the village, is in possession.

4. The petitioner had filed a revision before the Board of Revenue, against the order dated 29.3.2006 (Annexure P/3), passed by the Additional Collector. The Board of Revenue, vide order dated 28.12.2006 (Annexure P/1) dismissed the revision, upholding the order dated 29.3.2006.

5. I have heard learned counsel for the parties and perused the papers appended to the petition.

6. Having heard learned counsel for the parties and having perused the records, I do not find any infirmity or illegality in the order passed by the Board of Revenue. This petition deserves to be and is dismissed, summarily.

Sd/-
Satish K. Agnihotri
Judge

Thakur

HIGH COURT OF CHHATTISGARH AT BILASPUR

S.B. : HON'BLE MR. SATISH K. AGNIHOTRI, J.

WRIT PETITION (S) No. 1691 of 2007

PETITIONER : B.K.Dewangan, S/o. Late Shri K.R.Dewangan, Aged about 48 years, R/o. 44 Shristi Colony, Rajnandgaon, Presently Posted at Government College, Dongargaon as Assistant Professor (Sociology) Distt. Rajnandgaon (C.G.)

VERSUS

RESPONDENTS :

1. State of Chhattisgarh, Through the Secretary, Higher Education, Mantralaya, D.K.S. Bhawan, Raipur (C.G.).
2. The Secretary, Higher Education, Technical Education & Human Resources Science & Technology, Mantralaya, Raipur.
3. The Commissioner, Higher Education Directorate, Government Science College Premises, Raipur (C.G.)
4. The Principal, Government College, Dongargaon, Distrct Rajnandgaon (C.G.)